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The Honorable Robert J. Bryan

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT TACOMA

WILLIAM L.E. DUSSAULT, Guardian Ad
Litem for J.B., a minor; TIMOTHY and
ESTHER BUCKMAN, wife and husband and
parents of J.B.,

Plaintiffs,

v.

PENINSULA WOMEN'S CLINIC, P.L.L.C., a
Washington Corporation; ROBERT H.
PALMER, JR., M.D.; DEBORAH G. BOPP,
R.N., C.N.M., A.R.N.P.; CLALLAM
COUNTY PHD #2 d/b/a OLYMPIC
MEDICAL CENTER; CATHY L. REGISTER,
R.N.; and Unknown John and Jane Does,

Defendants.

CASE NO. C06-5297RJB

**PROPOSED FINDINGS AND ORDER
APPROVING LIEN RESOLUTION,
GUARDIAN AD LITEM FEES, AND
DISCHARGING GUARDIAN AD LITEM**

Hearing Date: Friday, August 3, 2007

THIS MATTER having come on before the above titled Court on Motion of the Guardian
Ad Litem herein, the Court having reviewed:

**PROPOSED FINDINGS AND ORDER APPROVING MINOR
SETTLEMENT, PAYMENT OF ATTORNEY FEES AND COSTS,
PAYMENT OF GUARDIAN AD LITEM FEES AND COSTS, AND
APPOINTMENT ATTORNEY FOR SPECIAL NEEDS TRUST - 1**
CASE NO. C06-5297RJB

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1 1. The Motion for Approval of Trust, Proposed Resolution of Liens, Payment of
2 Guardian *ad Litem* Fees, Discharge of Guardian *ad Litem*, and Leave to Petition Pierce County
3 Superior Court;

4 2. The Second Supplemental Report and Recommendations of the court appointed
5 Guardian Ad Litem, William L. E. Dussault filed June 29, 2007 herein;

6 3. The proposed form of trust agreement filed June 29, 2007 herein;

7 4. The Notice to Interested Parties of the Motion for Approval of Trust and other
8 relief; and,
9

10 Good cause appearing, now therefore the Court enters the following:
11

12 I. FINDINGS

13 1.1 The proposed settlements reached with the lien-holders, States of Oregon and
14 Alaska, in the amounts of \$400 and \$4000 respectively are reasonable, in accord with caselaw,
15 and in the best interests of the minor child;

16 1.2 The proposed fees of the Guardian *ad Litem* for trust development in the amount
17 of \$2,500.00, and for supplemental Guardian *ad Litem* services through June 29, 2007 in the
18 amount of \$5,686.89 are reasonable and should be approved to be held, managed and distributed
19 pursuant to the terms and conditions of the special needs trust approved herein;
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21 1.3 The Guardian *ad Litem* has completed his work and should be discharged
22 from further responsibilities herein;

23 Based on the foregoing Findings, the Court enters the following:
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II. ORDER

2.1 The Court shall enter an Order under seal approving the offered Trust Agreement, including the designation of GOLDEN FIDUDIARY SERVICES, LLC as sole Trustee thereof, with the following parties having access to said sealed document: The Trustee, GOLDEN FIDUDIARY SERVICES, LLC; Plaintiff's counsel; and the Guardian *ad litem*;

2.2 Resolution of the lien of the State of Oregon at the amount of \$400.00 is hereby approved and Plaintiffs' counsel shall obtain and file a Satisfaction of Lien in exchange for payment of this amount;

2.3 Resolution of the lien of the State of Alaska at the amount of \$4000.00 is hereby approved and Plaintiffs' counsel shall obtain and file a Satisfaction of Lien in exchange for payment of this amount;

2.4 The Guardian *ad Litem* fees of \$2500.00 for development of the trust here in and \$5686.89 for supplemental Guardian *ad Litem* services through June 29, 2007 are approved; Plaintiffs' counsel shall pay these amounts to the Guardian *ad Litem* to be held, managed and distributed pursuant to the terms and conditions of the special needs trust approved herein.

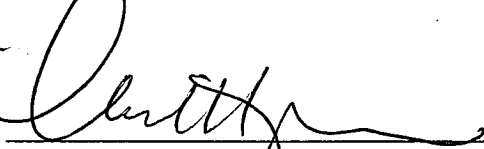
2.5 The Guardian *ad Litem* is hereby discharged from any further responsibility in this matter.

DONE IN OPEN COURT this ____ day of _____, _____.

THE HONORABLE ROBERT J. BRYAN

1 Presented by:

2 CAROL L. HEPBURN, P.S.

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5 Carol L. Hepburn, WSBA 8732
6 Attorney for Plaintiffs

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8 J. WILLIAM SAVAGE, P.C.

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11 J. William Savage, WSBA #32148
12 Attorney for Plaintiffs

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CERTIFICATE OF SERVICE

I hereby certify that on 7-17-07, I filed the foregoing document with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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and for Defendant Cathy L. Register, R.N.

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Attorney for Defendant Robert H. Palmer, Jr., M.D.
and for Defendant Peninsula Women's Clinic, P.L.L.C.

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6 Attorney for Plaintiffs

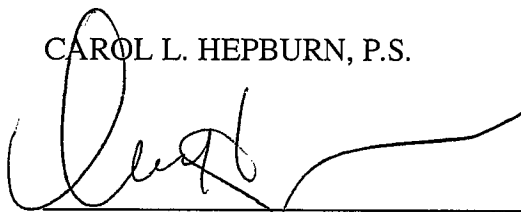
7 I further hereby certify that on 7-17-07, I sent a true and correct copy
8 of the foregoing document via U.S. Mail, postage prepaid, to the following:

9 Timothy and Esther Buckman
10 HC34 Box 2692
11 Wasilla, Alaska 99654

12 I certify under penalty of perjury that the foregoing is true and correct.

13 DATED this 17 day of July, 2007.

14 CAROL L. HEPBURN, P.S.



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